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**UNITED STATES DISTRICT COURT**

**WESTERN DISTRICT OF LOUISIANA**

**MONROE DIVISION**

**FREDERIC LUBRON BIRGANS  
LA. DOC #564392**

**CIVIL ACTION NO. 11-1242**

**VERSUS**

**SECTION P**

**WARDEN, CLAIBORNE PARISH  
DETENTION CENTER**

**JUDGE ROBERT G. JAMES**


**MAGISTRATE JUDGE KAREN L. HAYES**

**CERTIFICATE OF APPEALABILITY**

A final order having been filed in the above-captioned habeas case, the Court, considering the record in this case, the requirements of 28 U.S.C. § 2253, and the Supreme Court's decision in Slack v. McDaniel, 529 U.S. 473, 478 (2000), hereby finds that:

The certificate of appealability is DENIED because the applicant has failed to show that jurists of reason would find it debatable whether the district court was correct in its procedural ruling.

MONROE, LOUISIANA, this 17 day of October, 2011.

  
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**ROBERT G. JAMES**  
**UNITED STATES DISTRICT JUDGE**